IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

WEDNESDAY, THE 13TH JUNE 2007 / 23RD JYAISHTA 1929

WP(C).No. 15320 of 2007(W)

PETITIONER:

KUNHIJANDIYEL KUDIKKIL ALIKUTTY,
AGED 40, S/O.MOHAMMED, NIRAMARATHOOR AMSOM DESOM,
TIRUR TALUK.

BY ADV. SRI.K.K.MOHAMED RAVUF

RESPONDENTS:
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1. **THE SUB DIVISIONAL MAGISTRATE,**
   TIRUR, MALAPPURAM DISTRICT.

2. **THE VILLAGE OFFICER,**
   NIRAMARATHUR, TIRUR, MALAPPURAM DISTRICT.

3. **VELLATHUR ABDUL RAHIMAN,**
   S/O.YAHU, NIRAMARATHUR AMSOM DESOM,
   TIRUR TALUK, MALAPPURAM DISTRICT.

BY GOVERNMENT PLEADER SRI.BENJAMIN PAUL

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 13/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C) NO.15320/2007

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1:- COPY OF THE COMMUNICATION ISSUED BY THE 1ST RESPONDENT.

/TRUE COPY/

tss

S. SIRI JAGAN, J.

W.P.(C)NO.15320 OF 2007

DATED THIS THE 13th DAY OF JUNE, 2007

JUDGMENT

The petitioner complains that the 3rd respondent is obstructing free and natural flow of water by filling the paddy field and raising the ground level which causes stagnation of water also. In the above circumstances, the petitioner has filed a petition under the Kerala Land Utilisation Order which has been numbered as F.5773/2006 as evident from Ext.P1. The petitioner now seeks a direction to the 1st respondent to consider and pass appropriate orders on the petition numbered as F.5773/2006 expeditiously.

2. Having heard the learned counsel for the petitioner as also the learned Government Pleader, I direct the 1st respondent to consider and pass appropriate orders on the petition numbered as F.5773/2006 as expeditiously as possible, at any rate, within two months from the date of receipt of a copy of this judgment. The petitioner as well as the 3rd respondent shall also be afforded an

opportunity of hearing which shall include an opportunity to adduce evidence.

The writ petition is disposed of as above.

S. SIRI JAGAN, JUDGE

Acd